

MEMO ENCL

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VIA FACSIMILE

December 26, 2007

The Honorable Stephen C. Robinson  
United States District Court for the Southern District of New York.  
300 Quarropas Street, Room 633  
White Plains, New York 10601

Re: General Product International, Ltd. v. Linens Holding Company, et al.  
Case No. 07 cv 8164 (SCR)

Dear Judge Robinson,

As counsel for Plaintiff, I respectfully request that the dates ordered in the Notice of Requirement to Submit a Scheduling Order dated September 21, 2007 be adjourned to a principal date of January 30, 2008. Further, it is requested that the defendants be allowed until January 30, 2008 to respond to the Complaint. No other dates will be affected.

All but one of the defendants (an individual who is believed to have knowledge of this action, but has left a defendant employer) have been served, and there have been discussions with two outside counsel (who have not yet made an appearance, but at least one of which may represent seven of the eight defendants) concerning an amicable settlement of this matter. It is thus respectfully requested that counsel be given an opportunity to continue what appear to be fruitful settlement discussions at this time, instead of submitting a scheduling order and answering the complaint.

This is a third request for adjournment of the date for submission of a scheduling order, as your honor granted two previous requests adjourning the date from October 26, 2007 to December 27, 2007. This request is being made with the full concurrence of counsel for the served defendants, who are being copied on this letter.

Respectfully submitted,

*David Aker*  
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Attorney for Plaintiff, General Product International Ltd  
Cc: Counsel for All Defendants Served

APPLICATION GRANTED

*Stephen C Robinson*

HON. STEPHEN C. ROBINSON

12/26/07

